## STATE OF MICHIGAN DEPARTMENT OF LABOR & ECONOMIC GROWTH OFFICE OF FINANCIAL AND INSURANCE SERVICES

Before the Commissioner of the Office of Financial and Insurance Services

In the matter of:

Specialized Residential Services, Inc.,

Enforcement Case No. 07-5169

License No.: FL-2649, SR-1082,

Respondent.

## CONSENT ORDER REQUIRING COMPLIANCE AND PAYMENT OF CIVIL FINES AND CONSUMER REFUNDS

Issued and Entered,
This 28th day of \_\_\_\_\_\_\_\_, 2008,
By Peggy L. Bryson,
Acting Chief Deputy Commissioner

Based upon the Stipulation to Entry of Consent Order and the files and records of the Office of Financial and Insurance Services ("OFIS") in this matter, the Commissioner FINDS and CONCLUDES that:

- 1. The Commissioner has jurisdiction and authority to adopt and issue this Consent Order in this proceeding, pursuant to the Michigan Administrative Procedures Act of 1969 ("MAPA"), as amended, MCL 24.201 *et seq.*, the Mortgage Brokers, Lenders, and Servicers Licensing Act ("MBLSLA"), 1987 PA 173, as amended, MCL 445.1651 *et seq.*, and the Secondary Mortgage Loan Act ("SMLA"), 1981 PA 125, as amended, MCL 493.51 *et seq.*
- 2. All required notices have been issued in this case, and the notices and service thereof were appropriate and lawful in all respects.

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- 3. Acceptance of the parties' Stipulation to Entry of Consent Order is reasonable and in the public interest.
  - 4. All applicable provisions of MAPA have been met.
- 5. Specialized Residential Services, Inc. ("Respondent") violated MCL 445.1671(1)-(2), MCL 445.1672(a)-(b), MCL 445.1673(1), MCL 493.67, MCL 493.68, and MCL 493.75.

NOW THEREFORE, based upon the parties' STIPULATION TO ENTRY OF CONSENT ORDER and the facts surrounding this case, IT IS ORDERED THAT:

- 1. The STIPULATION TO ENTRY OF CONSENT ORDER submitted by the parties to the Chief Deputy Commissioner is hereby ACCEPTED.
- Respondent shall CEASE AND DESIST from violating MCL 445.1671(1)-(2),
   MCL 445.1672(a)-(b), MCL 445.1673(1), MCL 493.67, MCL 493.68, and MCL 493.75.
- 3. Respondent shall pay to the OFIS, a civil fine in the amount of \$1,000.00. The civil fine shall be paid on or before 30 days from the date of entry of this Order.
- 4. Respondent shall conduct and complete, within 30 days of the effective date of this ORDER a review of its files for the period of November 16, 2004, to November 16, 2006, and identify and make refunds to those consumers who were overcharged for credit reports or appraisals. The refund amount to consumers shall be the difference between the charges imposed by Respondent and the actual expense incurred. Thereafter, the Chief Executive Officer of Respondent shall file with OFIS, within 30 days, a signed, written report containing the following information: 1) a statement that Respondent has completed the above review and refund process; 2) identification of the consumers to whom refunds have been made; and 3) the amount refunded.
- 5. This ORDER shall be and is effective immediately upon the date in which it is entered as shown in the caption hereof, and shall remain in effect unless terminated, modified, set aside, or suspended in writing by the commissioner or by order of the court.
- 6. The Commissioner specifically retains jurisdiction over the matters contained herein and has the authority to issue such further order(s) as he shall deem just, necessary and appropriate in accordance with the provisions of the MBLSLA and SMLA. Failure to abide by

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the terms and conditions of the STIPULATION TO ENTRY OF CONSENT ORDER and this ORDER, may result in the commencement of additional proceedings.

IT IS SO ORDERED.

Peggy L'. Bryson

Acting Chief Deputy Commissioner